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DAVID J. KILLIAN, ANTHONY M. MAROTTA,
and ROSA COURT, LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VINCENT KAMYAR VAGHAR,

Plaintiff,

v.

DAVID J. KILLIAN; ANTHONY M.
MAROTTA; and ROSA COURT, LLC, a
New Jersey limited liability company,

Defendants.

Case No. C 07 4083 MMC

**CERTIFICATE OF SERVICE OF
DOCUMENTS RE: DAVID J. KILLIAN'S,
ANTHONY M. MAROTTA'S, AND ROSA
COURT, LLC'S MOTION TO DISMISS
SECOND AMENDED COMPLAINT OF
PLAINTIFF VINCENT KAMYAR
VAGHAR OR, IN THE ALTERNATIVE,
TO TRANSFER VENUE**

Date: November 16, 2007
Time: 9:00 a.m.
Courtroom: 7
Judge: Honorable Maxine M. Chesney

I, Mey Saephan, declare:

I am a citizen of the United States and employed in San Francisco County, California. I
am over the age of eighteen years and not a party to the within-entitled action. My business
address is Transamerica Pyramid, 600 Montgomery Street, 14th Floor, San Francisco, California
94111. On October 5, 2007, I served a copy of the within document(s):

**DEFENDANTS DAVID J. KILLIAN'S, ANTHONY M.
MAROTTA'S, AND ROSA COURT, LLC'S NOTICE OF
MOTION AND MOTION TO DISMISS SECOND
AMENDED COMPLAINT OF PLAINTIFF VINCENT
KAMYAR VAGHAR OR, IN THE ALTERNATIVE, TO**

TRANSFER VENUE

DEFENDANTS DAVID J. KILLIAN, ANTHONY M. MAROTTA, AND ROSA COURT, LLC'S MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT OF PLAINTIFF VINCENT KAMYAR VAGHAR OR, IN THE ALTERNATIVE, TO TRANSFER VENUE

DECLARATION OF DAVID J. KILLIAN AS CO-MANAGING MEMBER OF ROSA COURT, LLC IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT OF PLAINTIFF VINCENT KAMYAR VAGHAR OR, IN THE ALTERNATIVE, TO TRANSFER VENUE

DECLARATION OF ANTHONY M. MAROTTA IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT OF PLAINTIFF VINCENT KAMYAR VAGHAR OR, IN THE ALTERNATIVE, TO TRANSFER VENUE

DECLARATION OF DAVID J. KILLIAN IN SUPPORT OF MOTION TO DISMISS SECOND AMENDED COMPLAINT OF PLAINTIFF VINCENT KAMYAR VAGHAR OR, IN THE ALTERNATIVE, TO TRANSFER VENUE

[PROPOSED] ORDER GRANTING DEFENDANTS DAVID J. KILLIAN'S, ANTHONY M. MAROTTA'S, AND ROSA COURT, LLC'S MOTION TO DISMISS SECOND AMENDED COMPLAINT OF PLAINTIFF VINCENT KAMYAR VAGHAR OR, IN THE ALTERNATIVE, TO TRANSFER VENUE



(BY MAIL) by placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, in the United States mail at San Francisco, California addressed as set forth below.

Kyle Lynn Schriner, Esq.
Richard James Mooney
Holme Roberts & Owen LLP
560 Mission Street, 25th Floor
San Francisco, CA 94105

Attorneys for Plaintiff,
Vincent Kamyar Vaghar

I am readily familiar with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal Service on that same day with postage thereon fully prepaid in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage

meter date is more than one day after date of deposit for mailing in affidavit.

I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

Executed on October 5, 2007, at San Francisco, California.

/s/ Mey Saephan

Mey Saephan